

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW
8110 GATEHOUSE ROAD
SUITE 100 EAST
FALLS CHURCH, VA 22042-1248
U S A
(703) 205-8000

FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com

CALIFORNIA OFFICES:
COSTA MESA, CALIFORNIA
LOS ANGELES, CALIFORNIA

TERRELL C. BIRCH
RAYMOND C. STEWART
JOSEPH A. KOLASCH
JAMES M. SLATTERY
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR.
LEONARD R. SVENSSON
ANDREW D. MEIKLE
MARC S. WEINER
JOE MCKINNEY MUNCY
ROBERT J. KENNEY
JOHN W. BAILEY
MARK J. NUEL, Ph.D.
JAMES T. ELLER, JR.
D. RICHARD ANDERSON
THOMAS M. SMALL*
ROBERT A. SELDON*
JOHN A. SCILLIERI*
SANFORD ASTOR*

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY*
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)*
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
QUENTIN R. "Rick" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN*
MICHAEL R. CAMMARATA

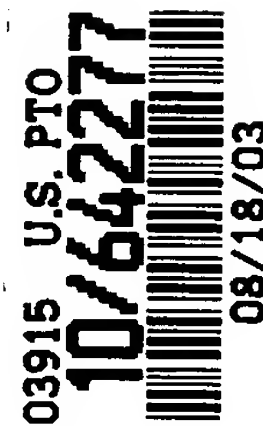
*ADMITTED TO A BAR OTHER THAN VA.

SCOTT L. LOWE
PAUL C. LEWIS
RICHARD GALLAGHER
MARYANNE ARMSTRONG, Ph.D.
KECIA J. REYNOLDS
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET*
EUGENE T. PEREZ
CAROLYN T. BAUMGARDNER*
MARTIN R. GEISSLER*
J. ALISON GRABELL*
T. BENJAMIN SCHROEDER, Ph.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. McROBBIE
WILLIAM F. NIXON*
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
GARTH M. DAHLEN, Ph.D.
ROBERT E. GOOZNER, Ph.D.
KRISTI L. RUPERT, Ph.D.
SUSAN W. GORMAN, Ph.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
SAM BHATTACHARYA
BRADLEY C. FACH

Date: August 18, 2003

Docket No.: 2750-1574P



Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/512,882 filed on February 25,
2000, the entire contents of which are hereby incorporated by
reference.

by:

K. Diane JOFUKU and Anne-Marie BOUCKAERT

for:

METHODS OF ISOLATING AND/OR IDENTIFYING RELATED PLANT SEQUENCES

1. ☒ Enclosed is an application consisting of a
specification (25 pages), claims (15 pages), and an
abstract (1 page) totaling forty one (41) pages.

2. ☒ The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$710.00	\$370.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	46-20 =	26	x 18 = \$0.00	x 9 = \$234
INDEPENDENT CLAIMS	12-3 =	9	x 80 = \$0.00	x 40 = \$360
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$140.00
TOTAL			\$0.00	\$1104.00

3. ☐ A check in the amount of \$0.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☒ Please charge Deposit Account No. **50-1055** in the amount of \$1,104.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/512,882 , filed on February 25, 2000, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application Nos.: under 35 U.S.C. § 119.--
- b. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/512,882 , filed on February 25, 2000 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/512,882 is the national phase of PCT International Application No. PCT/_____/_____ filed on _____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119.--

6. ☐ Enclosed is/are _____ (_____) sheet(s) of formal drawings and/or photographs.
- 7a. ☒ A statement claiming small entity status was filed in prior Application No. 09/512,882 on February 25, 2000.
- 7b. ☒ The current application qualifies for small entity status.
8. ☐ The prior application is assigned to _____.
9. ☐ A Preliminary Amendment is enclosed.
- 10a. ☒ This application is a continuation of co-pending Application No. 09/512,882

(Attorney No. 2750-0198P), filed on February 25, 2000, the entire contents of which are hereby incorporated by reference. Through application no. 09/512,882, this application also claims priority under 35 USC §119(e) of the following provisional application, the entire contents of which are hereby incorporated by reference:

Country	Filing Date	Attorney No.	Application No.
United States	10/25/99	2750-0117P	60/121,700

12. ☒ Address all future communications to:

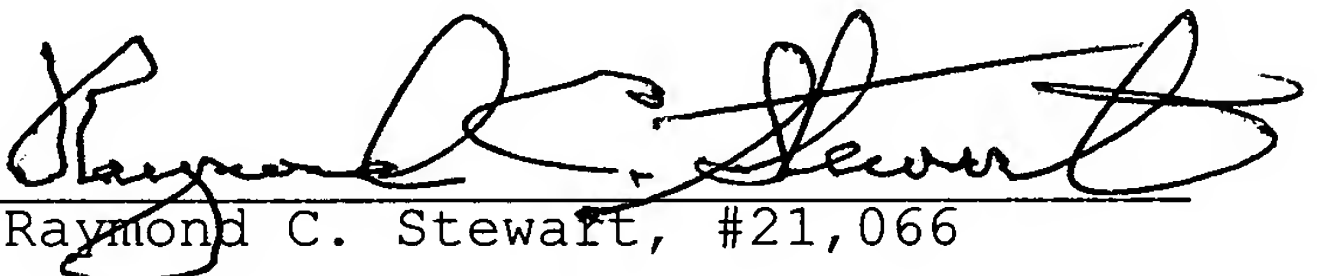
BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000
or
Customer No. 2292
13. ☒ An extension of time for five (5) month(s) until August 18, 2003 has been submitted in parent Application No. 09/512,882 in order to establish co-pendency with the present application.
14. ☒ Also enclosed herewith is the following: Sequence Listing (10 pages)

15. ☐ Two identical sets of two (2) CD-Rs created using IBM-PC, MS-Windows operating system are also enclosed herewith. The files contained on the CD-R are as follows:

If the Primary Deposit Account No. **50-1055** is deficient and non-payment will result in a loss of rights, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Raymond C. Stewart, #21,066

RCS/DRN/BCF
2750-1574P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachments

(Rev. 01/23/01)